

AMENDMENTS TO THE DRAWINGS:

The attached sheet of drawings includes changes to Fig. 2. This sheet, which includes Fig. 2, replaces the original sheet including Fig. 2. In Fig. 2, reference characters ES, P1, P2, P3, G1 and G2 have been removed. No reference character G3 was found in the drawings.

Attachment: Replacement Sheet

REMARKS

The office action of January 27, 2009, has been carefully considered.

It is noted that the disclosure is objected to for containing various informalities.

The drawings are objected to under 37 CFR 1.84(p) (5).

Claim 7 is rejected under 35 U.S.C. 112, second paragraph.

Claims 1-8 are rejected under 35 U.S.C. 103(a) over the patent to Gerber in view of the patent to Herbst.

Claim 3 is rejected under 35 U.S.C. 103(a) over Gerber and Herbst, and further in view of the patent to Muschalik et al.

Claim 9 is rejected under 35 U.S.C. 103(a) over Gerber and Herbst, and further in view of the German patent DE2701011 to Meise.

Claim 10 is rejected under 35 U.S.C. 103(a) over Gerber and

Herbst, and further in view of the application patent of Shinohara.

In connection with the Examiner's objection to the disclosure, applicant has amended the specification to delete specific reference to US 3,624,958.

In view of these considerations it is respectfully submitted that the objection to the disclosure is overcome and should be withdrawn.

In view of the Examiner's objection to the drawings, applicant has attached hereto a Replacement Sheet of drawings in which Fig. 2 has been amended to remove reference characters ES, P1, P2, P3, G1 and G2. No reference character G3 was found in the drawings.

In view of these considerations it is respectfully submitted that the objection to the drawings under 37 CFR 1.84(p)(5) is overcome and should be withdrawn.

In view of the Examiner's rejections of the claims, applicant has amended claims 1 and 7.

It is respectfully submitted that the claims now on file particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant has amended claim 7 to address the instances of indefiniteness pointed out by the Examiner.

In view of these considerations it is respectfully submitted that the rejection of claim 7 under 35 U.S.C. 112, second paragraph is overcome and should be withdrawn.

It is respectfully submitted that the claims presently on file differ essentially and in an unobvious, highly advantageous manner from the constructions disclosed in the references.

Turning now to the references and particularly to the patent to Gerber, it can be seen that this patent discloses a roll orientation control system for straightening machines.

The patent to Herbst discloses a screwdown system for a rolling mill.

The Examiner combined Gerber with Herbst in determining that

claims 1-8 would be unpatentable over such a combination.

Applicant respectfully submits that neither of these references, nor their combination, teach an adjusting cylinder having a piston with oppositely directed coaxial piston rods, wherein the piston rods respectively form an annular surface on each side of the piston, which annular surfaces are different in size. In Gerber the piston rods 50, 52 are parallel, not coaxial. Furthermore, the surfaces 70, 72 of Gerber are not comparable to the annular surfaces recited in claim 1 presently on file.

In view of these considerations it is respectfully submitted that the rejection of claims 1-8 under 35 U.S.C. 103(a) over a combination of the above-discussed references is overcome and should be withdrawn.

The remaining references cited against claims 3, 9 and 10 have also been considered. Applicant submits that these references add nothing to the teachings of the previously discussed references so as to suggest the invention recited in the independent claim presently on file. In view of these considerations it is respectfully submitted that the rejections of claims 3, 9 and 10 under 35 U.S.C. 103(a) are overcome and should be withdrawn.

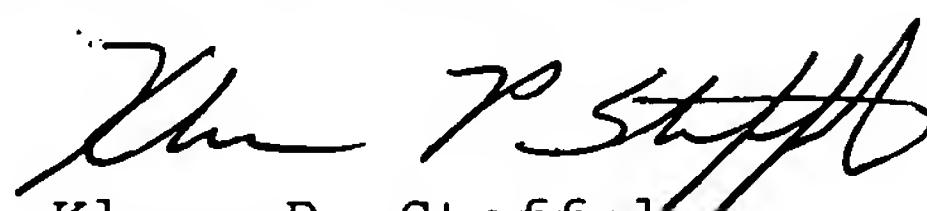
HM-696

Reconsideration and allowance of the present application are respectfully requested.

Any additional fees or charges required at this time in connection with this application may be charged to Patent and Trademark Office Deposit Account No. 11-1835.

Respectfully submitted,

By



Klaus P. Stoffel

Reg. No. 31,668

For: Friedrich Kueffner

Reg. No. 29,482

317 Madison Avenue, Suite 910

New York, New York 10017

(212) 986-3114

Dated: April 27, 2009

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450, on April 27, 2009.

By: 
Klaus P. Stoffel

Date: April 27, 2009